

CHAPTER 6

CONSULTATION AND COORDINATION

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6.1 PUBLIC PARTICIPATION

Initial issues and indicators to be considered in the environmental impact assessment are identified through public and agency scoping.

6.1.1 Public Scoping Process

Public scoping for the Rasmussen Valley Mine Project was conducted in March 2011 to identify issues and concerns with the Proposed Action to be analyzed in the Draft Environmental Impact Statement (Draft EIS). The 30-day public scoping period for the Draft EIS formally began on March 1, 2011. On that date, the BLM published a Notice of Intent (NOI) to prepare an EIS in the Federal Register (Vol. 76, No. 40, page 11259). The public scoping period was initiated by the publication of the NOI by announcing that the Bureau of Land Management (BLM) and the U.S. Forest Service (USFS) were soliciting public comments on the Proposed Action. The NOI announced the Agencies' intent to conduct an environmental analysis of phosphate ore mining at the proposed Rasmussen Valley Mine.

On March 4, 2011, the BLM and the USFS issued a public notice that was published in the Caribou County Sun and the Idaho State Journal. The public notice announced the BLM and USFS intent to conduct an environmental analysis and the dates and locations of three scheduled public meetings to solicit and receive comments on the Proposed Action. The dates, locations, and results of these scheduled public meetings are discussed in **Section 6.2**. It was also announced that the period for submitting written comments for public scoping would end on March 31, 2011. In addition, a Scoping Notice was prepared and mailed to all persons and organizations on the project mailing list. The project mailing list is included as Appendix D of the Scoping Summary (ARCADIS 2011). A total of 523 notices were mailed. Recipients included 152 individuals and 371 companies, agencies, offices, organizations, or their representatives. In many cases, several individuals within a company, agency, office, or organization received separate notices.

6.1.2 Agency Scoping Process

In July 2011, agency scoping was conducted that included the BLM, the USFS, the Idaho Department of Environmental Quality (IDEQ), the U.S. Army Corps of Engineers (USACE), the Idaho Department of Fish and Game (IDFG), and the U.S. Fish and Wildlife Service (USFWS) to discuss issues identified through public scoping in March 2011 and to discuss agency issues and indicators that should be considered for the Rasmussen Valley Mine Project. Following this meeting, the Interdisciplinary Team (IDT) and the third-party contractor (ARCADIS) provided additional issues and indicators which were presented to Agency Management in November 2011. These issues and indicators were then presented to Agrium and Brown and Caldwell (BC) in December 2011.

6.2 PUBLIC INPUT

Three public meetings were held on consecutive evenings (March 21, 22, and 23, 2011) in Soda Springs, Pocatello, and Fort Hall to discuss the Proposed Action and receive comments from

the public. The meetings were held from 7:00 p.m. to 9:00 p.m. each evening at the Soda Springs City Hall in Soda Springs, the BLM Pocatello Field Office in Pocatello, and the Council Chambers in Fort Hall. The meetings were conducted in an open house style, with representatives of the Agencies, Agrium, and the third-party EIS contractor (ARCADIS) in attendance. Attendees could arrive at each public meeting between specified hours, view informational display boards, and at different stations throughout the room, speak one-on-one with Project representatives. A total of 40 individuals in addition to representatives of Agrium, the agencies, and ARCADIS signed in at those three meetings. During the 30-day public comment period following the NOI, 1,509 letters and emails were received. These included 144 unique responses and 1,365 form letter responses. Public comments ranged from simple expressions of opposition or support to extensive discussions of multiple potential issues. The issues identified in public comments and derived from initial agency scoping are listed in the Scoping Summary (ARCADIS 2011) and in **Chapter 1** of this document (**Section 1.8** Scoping Issues). The comment letters, form letters, and e-mails are tabulated and discussed in more detail in the Scoping Summary (ARCADIS 2011).

6.3 GOVERNMENT TO GOVERNMENT CONSULTATION

The National Historic Preservation Act (NHPA) and its implementing regulations (36 Code of Federal Regulations [CFR] 800) require consultation with federally recognized Indian tribes to identify traditional cultural properties (TCPs) and consider potential effects on such properties because of a federal undertaking. TCPs are cultural sites of religious or cultural importance that may also be eligible for the NRHP because of their importance in the traditions and cultural identity of a cultural group. In addition, the American Indian Religious Freedom Act (AIRFA), Executive Order (EO) 13175: Consultation and Coordination with Indian Tribal Governments, and E.O. No. 13007: “Indian Sacred Sites” contain requirements for consulting with tribes on the potential effects of federal undertakings on Tribal interests. Areas of traditional use may include areas used to gather plants, animals, or fish for subsistence or for ceremonial or medicinal purposes. National Register Bulletin No. 38 provides guidance for identification and evaluation of such TCPs and traditional use areas.

In addition to the Tribal interests and concerns recognized for all federally recognized tribes, the Shoshone-Bannock Tribes have reserved treaty rights on the public domain lands administered by the BLM and the USFS. The relationship of the United States government with American Indian tribes is based on legal agreements between sovereign nations. The Fort Bridger Treaty of July 3, 1868 reserved hunting and fishing rights for Tribal members on “...all unoccupied lands of the United States.” Federal agencies acknowledge the federal trust responsibilities arising from Indian treaties, statutes, E.O.s, and the historical relations between the United States and Indian Tribes. Consultation with the Fort Hall Business Council of the Shoshone-Bannock Tribes is required on land management activities and land allocations that could affect public land uses and access to the land by Tribal members. The goal of this consultation and coordination is to assure that Tribal governments, Native American communities, and individuals whose interests may be affected have a sufficient opportunity for productive participation in BLM resources management decision making.

The BLM met with Tribal staff on January 10, 2011 to present an overview of this Proposed Action and the EIS process. At that time, the Tribal staff expressed interest in following the Proposed Action and being kept updated on its progress. Another meeting was held with Tribal staff at the BLM Pocatello Field Office on February 9, 2012. The BLM presented an overview and status of the Rasmussen Valley Mine EIS. The Tribal participants did not identify any issues or provide substantive comments at that meeting. The status of other ongoing mining activity

and exploration applications was also reviewed at the meeting. Subsequent meetings of the BLM and Tribal staff have taken place on February 20, 2013, January 15, 2014, and November 18, 2014.

Tribal concerns and interests for specific projects revolve around impacts to their Tribal treaty rights. In addition to the right to hunt, fish, gather, and practice traditional uses on unoccupied public lands granted by the Fort Bridger Treaty and subsequent court decisions, the Tribes have also retained the right to graze domestic livestock on ceded lands. USFS managers have a responsibility to protect those resources essential for the Tribes to exercise their treaty rights.

To ensure a thorough assessment of issues and potential impacts to Native American Indians and their treaty rights, numerous contacts were made with the Shoshone-Bannock Tribes at various levels ranging from meetings with the Tribal technical staff. Coordination with the Tribes continues throughout the EIS process.

6.4 LIST OF PREPARERS AND REVIEWERS

This Draft EIS was prepared jointly by the BLM, Pocatello Field Office, and the USFS Caribou-Targhee National Forest (CTNF), in cooperation with the IDEQ and the Walla Walla District of the USACE. Cooperating agencies have other permitting authorities for the Proposed Action. Participating agencies include the Idaho Department of Lands (IDL), IDFG, U.S. Environmental Protection Agency (USEPA), Idaho Department of Water Resources (IDWR), and USFWS. Participating agencies have the opportunity to comment during the development of the document to ensure that their interests in resources are addressed.

Lead Agency: BLM, Pocatello Field Office

Joint Lead Agency: USFS, Caribou-Targhee National Forest

Cooperating Agencies: IDEQ, USACE

Participating Agencies: IDL, IDWR, IDFG, USFWS, USEPA

Interdisciplinary Team and Technical Specialists:

Table 6.4-1 Bureau of Land Management, Pocatello Field Office

Name	Project Responsibility	Education/Experience
William Volk, P.G.	Project Lead	B.S. Geology 40 years of experience
Jeff Cundick	Technical Oversight – Minerals Branch Chief	B.S. Mining Engineering M.B.A. Business/Economics 26 years of experience
James Kumm	Wildlife	B.S. Wildlife Biology M.S. Wildlife Sciences 27 years of experience
Amy Lapp	Archaeologist - Cultural Resources Specialist	B.A. Anthropology M.S. Anthropology 8 years of experience
Blaine Newman	Visual Resources Recreation	B.S Wildland Recreation Management 25 years of experience

Table 6.4-1 Bureau of Land Management, Pocatello Field Office

Name	Project Responsibility	Education/Experience
Michael Kuyper	Range Management	B.S. Natural Resource Management (Range Management) 15 years of experience
Joshua Stout	Geologist/Mine Inspector	B.S. Secondary Education M. NS. Geology 23 years of experience

Table 6.4-2 U.S. Forest Service, Caribou-Targhee National Forest

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Jack Isaacs	Technical Oversight - District Ranger	B.S. Range Science 14 years of experience
Matthew Wilson	Hydrogeology	B.S. Geology 6 years of experience
Ali Abusaidi	Archaeologist – Cultural Resources Specialist	M.S. Archaeology 33 years of experience
Wayne Beck	Silviculturalist	B.S. Forest Management 26 years of experience
Doug Herzog	Forest Planner – NEPA	Juris Doctorate 6 years of experience
Tom Brown	Engineering	Civil Engineering, Professionally licensed 15 years of experience
Devon Green	Fisheries and Wildlife	B.S. Zoology 6 years of experience
David Marr	Soils	B.S. Soil Science 12 years of experience
Kara Green	Soils	B.S. Water Resources/Soils 10 years of experience
Mary Kauffman	Hydrogeology	B.S. Geology M.S. Geology M.S. Microbiology 40 years of experience
Glenn Lackey	Recreation	A.S. Forest Resource Management B.S. Forest Resource Management 21 years of experience
Rose Lehman	Botany (Vegetation)	B.S. Biology/Botanical Science 20 years of experience
Louis Wasniewski	Hydrology	M.S. Forest Hydrology 23 years of experience
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Peter Bair P.E.	Geotechnical, Civil Engineering	B.S., M.S. Civil Engineering 40 years of experience
Doug Tanner, C.P.M.	Program Oversight	M.S. Hazardous Waste Management, MPA B.A. Poly Science, Certified Public Manager 20 years of experience
Lynn Van Every	Surface Water Quality	B.S. Biology M.S. Zoology 25 years of experience

Table 6.4-4 Idaho Department of Lands

Name	Project Responsibility	Education/Experience
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Table 6.4-5 United States Army Corps of Engineers

Name	Project Responsibility	Education/Experience
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Table 6.4-6 Idaho Department of Fish and Game

Name	Project Responsibility	Education/Experience
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Table 6.4-7 United States Fish and Wildlife Service

Name	Project Responsibility	Education/Experience
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Name	Project Responsibility	Education/Experience
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Gaston Leone, P.E.	Groundwater Hydrology	B.S. Civil Engineering M.S. Civil Engineering 19 years of experience
Khandaker Ashfaque, Ph.D., P.E.	Groundwater Hydrology	B.Sc. Civil Engineering M.Sc. Environmental Engineering Ph.D. Environmental Engineering 15 years of experience
Jackie Headrick	Water Resources	B.S. Geochemistry M.A. Geology 17 years of experience
Kathryn Cloutier	Land Use and Access, Recreation, Wilderness, Visual Resources	B.A. Biology/Pre-Medicine M.S. Environmental Management/Natural Resources 28 years of experience
Conrad Mulligan	Land Use and Access, Recreation, Wilderness, Social and Economic Conditions, Environmental Justice	B.A. International Politics M.S. Marine Science 19 years of experience
Allison Haraminac	Wildlife, Vegetation, Riparian Areas and Wetlands, Threatened and Endangered Species	B.S. Biology M.S. Ecology and Evolutionary Biology 7 years of experience
Rachel Cruz	Wildlife, Aquatic and Fisheries, Vegetation, Riparian Areas and Wetlands, Threatened and Endangered Species	B.S. Environmental Science 10 years of experience
Carolyn Meyer, Ph.D.	Ecology	B.S. Natural Resources Planning, M.S. Zoology (wildlife biology), Ph.D. Botany (ecology) 26 years of experience
Nao Lee	Air Quality, Climate, Noise	B.S. Mechanical Engineering 6 years of experience
Jason Adams, P.G.	Geology, Soils, Paleontology	M.S. Geological Sciences 6 years of experience
Ben Black, P.G.	Geotechnical, Civil, and Mining Engineering	B.S. Geology M.S. Geological Engineering 19 years of experience

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Carrie Womack Dixon	Document Control, Database Management, Word Processing, Project Record	B.S. Animal Science 26 years of experience

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Susan Wyman P.G., P.E.	Hydrogeologist, Civil Engineer, Modeling	B.S. Geology M.S. Hydrology 21 years of experience
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SCOTT R SIMPLOT
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K & D SIDING & ROOFING
324 SOUTH MAPLE
BLACKFOOT ID 83221-2159

DAVE McCARTHY
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3826 BLACKFOOT RIVER ROAD
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PO BOX 1101
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TATE JARRY
LIVE WATER PROPERTIES
PO BOX 9240
JACKSON WY 83002

ED COATES
LOUISIANA-PACIFIC CORPORATION
PO BOX 185
REXBURG ID 83440

MARINA POWER AND LIGHTING,
INCORPORATED
149 WARWICK COUNT
WILLIAMSBURG VA 23185-5777

JIM MERIWETHER
MERCOP MARINE
60 MERCOP ROAD
WELLSBURG WV 26070-9611

DELWYN MICKELSON
MICKELSON CONSTRUCTION
76 NORTH 550 WEST
BLACKFOOT ID 83221

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MILL MAN STEEL, INC
11307 EAST MONTGOMERY DRIVE
SPOKANE VALLEY WA 99206-7620

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MONSANTO
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MIKE VEILE
MONSANTO
2931 WOOD CANYON
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DAVID FARNSWORTH
MONSANTO COMPANY
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L GLEN KUROWSKI
MONSANTO COMPANY
800 NORTH LINDBERGH BOULEVARD
MAIL CODE LC1B
ST LOUIS MO 63167

L JOHN NELSON
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CRATERS OF THE MOON NATL MON & PRES
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SODA SPRINGS ID 83276-1564

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3010 CONDA ROAD
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P THOMAS BLOTTER AND ASSOCIATES
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P4 PRODUCTIONS LLC
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RANDY VRANES
P4 PRODUCTIONS LLC
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3187 POLE LINE ROAD
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PEAVLERS MOUNTAIN STAR INC
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EARL POGGE
POGGES EXCAVATION
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PPS COMPANY INC
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PO BOX 194
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ATTN: LAURI
RISING RIVER INC
99 WEST 1000 NORTH
BLACKFOOT ID 83221

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ROCKY MOUNTAIN MACHINE SHOP INC
1165 SOUTH PIONEER ROAD
SALT LAKE CITY UT 84104

JERRY BULLOCK
SAFARI CLUB INTERNATIONAL IDAHO
CHAPTER
342 WEST 200 NORTH
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760 OLD BOULDER ROAD
BIG TIMBER MT 59011

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SODA SPRINGS ID 83276

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POCATELLO ID 83204

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30 HORSESHOE LANE
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KAREN CRANE
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